

Practitioner's Docket No.: 791_228

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED
CENTRAL FAX CENTER**In re the application of: Yukihisa TAKEUCHI, Nobuo TAKAHASHI and
Mutsumi KITAGAWA

APR 07 2004

Ser. No.: 10/657,842

Art Unit: 2853

Filed: September 9, 2003

Examiner: An H. Do

Confirmation No.: 2130

For: PIEZOELECTRIC/ELECTROSTRICTIVE FILM TYPE ACTUATOR AND
METHOD OF MANUFACTURING THE ACTUATOR**OFFICIAL**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE
TRANSMISSION**

I hereby certify that this paper is being facsimile
transmitted to Examiner An H. Do at the Patent and
Trademark Office on April 7, 2004 as (703) 305-
9306.

Elisabeth A. Van Antwerp
Elisabeth A. Van Antwerp

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. In accordance with the Notice dated July 11, 2003 on the PTO website, we are not enclosing copies of any of the U.S. references listed on Form PTO-1449.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Adjustment date: 06/18/2004 SDIRETA1
04/14/2004 ADMVID 00000002 501446 10657842
01 FC:1606 180.00 CR

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Practitioner's Docket No.: 791_228

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STATUS AND PAYMENT
BRANCH

In re the application of: Yukihisa TAKEUCHI, Nobuo TAKAHASHI and Mutsumi KITAGAWA

Ser. No.: 10/657,842

Group Art Unit: 2853

26 MAY 14 PM 4:31

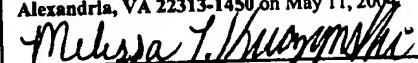
Filed: September 9, 2003

Examiner: An H. Do

Title: PIEZOELECTRIC/ELECTROSTRRICTIVE FILM TYPE ACTUATOR AND METHOD OF
MANUFACTURING THE ACTUATOR

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being
deposited with the United States Postal Service as first
class mail addressed to Mail Stop 16, Director of the
U.S. Patent and Trademark Office, P.O. Box 1450,
Alexandria, VA 22313-1450, on May 11, 2004.


Melissa T. Kuczynski

REQUEST FOR REFUND (IMPROPER CHARGE OF DEPOSIT ACCOUNT)

Sir:

Refund Request

This is a request for a refund, with respect to the charge to Deposit Account 50-1446, shown on
the statement dated April, 2004, for the above-identified application.

- A copy of the monthly statement, in which the error referred to occurs, accompanies this
request.

Fees Charged for Which Refund Is Requested

	Amount of Refund
<input type="checkbox"/> Filing fee	<hr/>
<input type="checkbox"/> Excess claims	<hr/>
<input type="checkbox"/> Claims in Excess of 20	<hr/>
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 CFR 1.16(e))	<hr/>
and/or	
<input type="checkbox"/> Extension of term	<hr/>
<input type="checkbox"/> first month	<hr/>
<input type="checkbox"/> second month	<hr/>

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STATUS AND SECURITY
BRANCH

<input type="checkbox"/> Petition fee			
<input checked="" type="checkbox"/> Other	<u>Information Disclosure Statement Filing Fee</u>	\$180.00	26 MAY 14 PM 4:31

Explanation of Why Contested Charge is in Error

The \$180.00 charge on April 14, 2004 is erroneous. According to 37 CFR 1.97(b)(3), the \$180.00 is not due in this case, because we filed the Information Disclosure Statement on April 7, 2004, which was before the mailing date of an Office Action *on the merits*. The Office Action mailed March 19, 2004 was a Restriction Requirement, and thus not an Office Action *on the merits*.

MANNER OF REFUND

Please make refund by

- crediting Deposit Account No. 50-1446.
- refunding payment.

May 11, 2004

Date

Respectfully submitted,

Stephen P. Burr
Reg. No. 32,970

SPB/mtk

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 25191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320

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United States
Patent and
Trademark Office

STATUS AND ENTITY
BRANCH

TUE MAY 14 PM 4:31

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Deposit Account Statement

Requested Statement Month:

April 2004

Deposit Account Number:

501446

Name:

BURR & BROWN

Attention:

STEPHEN P BURR

Address:

P.O. BOX 7068

City:

SYRACUSE

State:

NY

Zip:

13202

DATE SEQ	REF	POSTING TXT	ATTORNEY NBR	DOCKET	FEE CODE	AMT	BAL
04/01 30		78394018	883_005		7001	\$335.00	\$6,631.00
04/02 80		1276743		902T025-1	7205	\$100.00	\$6,531.00
04/02 81		1276743		902T025-1	7201	\$400.00	\$6,131.00
04/08 91		10737468		782_078 E	8021	\$40.00	\$6,091.00
04/14 2		10657842		791_228	1806	\$180.00	\$5,911.00
04/23 3		10106141		789_054 DIV	1251	\$110.00	\$5,801.00
04/27 308		60494525		815009PRO	8007	\$20.00	\$5,781.00
04/29 1		10374818		811-024	1252	\$420.00	\$5,361.00
04/29 1446		76475810		877T025	7003	\$100.00	\$5,261.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$6,966.00	\$1,705.00	\$0.00	\$5,261.00

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